

In Re Application of:

Zhiping Zhou

Serial No.: 10/767,121

Filed: 01/29/2004

For: Integrated Optical Multiplexer and
Demultiplexer for Wavelength Division
Transmission of Information



) Examiner: Michelle R. Connelly-Cushwa

) Group Art Unit: 2874

TERMINAL DISCLAIMER UNDER 37 CFR §§1.321

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Advanced Interfaces, LLC, the owner by assignment of one hundred percent (100%) interest in the instant application, hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of Patent No. 6,490,393 as presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §§ 154 to 156 and 173 of the patent forming the basis of the double patenting rejection, namely, Patent No. 6,490,393, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321; has all claims cancelled by a reexamination certificate; is reissued; or is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

01/24/2006 CCHAU1 00000028 10767121

01 FC:2814 65.00 DA

WCSR 1862190v1

The Commissioner is authorized to charge \$65.00 for the required terminal disclaimer fee under 37 CFR §1.20(d) to deposit account no. 09-0528. The Commissioner is authorized to charge any fee deficiencies or credit any overpayment of fees to deposit account no. 09-0528.

The undersigned is an attorney of record in the present application.

1/19/06
Date

John J. Timar
John J. Timar
Registration No.: 32,497

WOMBLE CARLYLE SANDRIDGE & RICE
P. O. Box 7037
Atlanta, Georgia 30357-0037
(404) 872-7000
(404) 888-7490 (facsimile)